

FILED

UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT

NOV 03 2015

MOLLY C. DWYER, CLERK
U.S. COURT OF APPEALS

JAMES LEE SUTHERLAND,
Petitioner - Appellant,
v.
JOHN DOVEY,
Respondent - Appellee.

No. 15-56167

D.C. No. 2:12-cv-10197-DSF-PJW
Central District of California,
Los Angeles

ORDER

Before: GRABER and McKEOWN, Circuit Judges.

The request for a certificate of appealability is denied because the notice of appeal was not timely filed. *See* 28 U.S.C. §§ 2107, 2253(c)(2). Any pending motions are denied as moot.

DENIED.